

## II. REMARKS

### A. Introduction

In this Office Action claims 5-7 and 10-14 are noted as pending and are rejected.

In summary of this Response, independent claims 5, 6, 10 and 11 are amended herein, and remarks are provided.

### B. Rejection of Claims 5-7 and 10-14 Under 35 U.S.C. Section 112, First Paragraph

Claims 5-7 and 10-14 have been rejected on the ground that the % identity limitation does not find support in the specification as filed pursuant to 35 U.S.C. § 112, first paragraph.

The % identity limitations in independent claims 5, 6, 10 and 11 have been deleted, so the rejection is now believed moot.

### C. Response to Notice Under 37 CFR §§ 1.821-825

In the Action on page 2, it is noted that "there are sequences in the drawings with no sequence identifiers in either the drawings or in the brief description of the drawings."

In the Amendments section above, the written description is amended to include additional SEQ ID NO identifiers associated with various listed sequences on page 10 of the written description. With these amendments and the attached amended Sequence Listing (on disc and paper) and "Statement to Support Filing and Submission in Accordance with 37 C.F.R. §§ 1.821-1.825", it is respectfully submitted that the present invention fully identifies all sequences as required by these rules.

### D. Objection to the Drawings

The Drawings are objected to on the ground that "they contain poor photocopy reproductions of photographs and are largely illegible."

In response, initially, attached is a full replacement set of drawings and it is hoped that same scan better for the electronic file.

In addition, a Petition is filed herewith requesting the admission of color photographs into this application, which are clearer and are believed helpful in explaining the invention. It is respectfully requested that this Petition be granted.

III. CONCLUSION

In light of the above amendments and remarks, it is respectfully submitted that claims 5-7 and 10-14 are now in condition for allowance.

If there are any additional fees associated with this Response, please charge same to our Deposit Account No. 19-3935.

Finally, if there are any formal matters remaining after this Response, the undersigned would appreciate a telephone conference with the Examiner to attend to these matters.

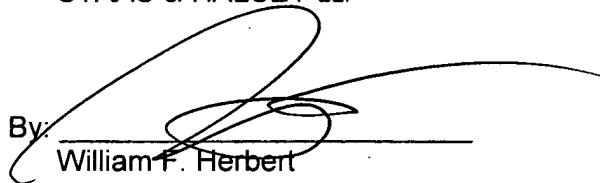
Respectfully submitted,

STAAS & HALSEY LLP

Date:

10/28/08

By:



William F. Herbert  
Registration No. 31,024

1201 New York Avenue, N.W., Suite 700  
Washington, D.C. 20005  
Telephone: (202) 434-1500  
Facsimile: (202) 434-1501